IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 1308 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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MS SOLANKI - Petitioner(s)
Versus
STATE OF GUJARAT & 3 - Respondent(s)

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Appearance :
MR BHARGAV N BHATT for Petitioner(s) : 1,(MR ANANT S DAVE) for Petitioner(s) : 1,
NOTICE SERVED BY DS for Respondent(s) : 1 - 4.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 09/10/2006

ORAL JUDGMENT

By way of this petition under Article 226 of the Constitution of India, the petitioner has challenged the order dated 6-2-1997/notification dated 5-2-1997 by which the petitioner was transferred/appointed on deputation as

Officer on Special Duty at Gandhi Labour Institute, Ahmedabad.

During the pendency of the present Special Civil Application, there was a stay granted by this Court staying the said order. Today when the matter is called out, Ms Archana Raval, learned AGP has produced on record one communication/letter dated 5-10-2006 addressed by the Under Secretary, Labour and Employment informing her that the petitioner was already repatriated to his original post as Boiler Inspector and he was already transferred at Mehsana with effect from 24-6-2004 and since then, he is serving as a Boiler Inspector at Mehsana. The said communication/letter is directed to be taken on record.

In view of the above, this petition is required to be dismissed as having become infructuous due to subsequent event and by efflux of time. Hence, the present petition is dismissed as having become infructuous. Rules is discharged. Ad interim relief, if any stands vacated forthwith. No costs.

(M.R.SHAH,J.)

shekhar/-